

2011 DRAFTING REQUEST

Bill

Received: 12/27/2011

Received By: btradewe

Wanted: As time permits

Companion to LRB:

For: Joseph Knilans (608) 266-7503

By/Representing: Rachel (Grothman)

May Contact: Tom Fonfara

Drafter: mkunkel

Subject: Trade Regulation - other

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Rep.Knilans@legis.wi.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Substitutes for ozone-depleting refrigerants for mobile air conditioners

Instructions:

Companion to LRB-3564/1

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mkunkel 12/27/2011	mduchek 12/29/2011		_____			State
/1			jmurphy 12/29/2011	_____	ggodwin 12/29/2011	ggodwin 01/05/2012	

FE Sent For:

At intro
1/25/2012

<END>

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/?	mkunkel						
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FE Sent For:

<END>

Kunkel, Mark

From: Mattke, Rachel
Sent: Tuesday, December 27, 2011 2:10 PM
To: Kunkel, Mark
Cc: Curry, Kristy
Subject: LRB 3564/1

Mark,

Can you please draft a companion bill for LRB 3564/1 for Representative Knilians?

Thanks,

Rachel A. Mattke

Office of Sen. Glenn Grothman
Rachel.Mattke@legis.wi.gov
800-662-1227



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-3564/1

MDK:med:rs

SOON

O-NOTE

2011 BILL

IN 12-27

Stacy

3694/1

PM NOT RUN

- 1 AN ACT *to renumber and amend* 100.45 (5e); and *to create* 100.45 (5e) (b) of
2 the statutes; **relating to:** regulating certain substitutes for ozone-depleting
3 refrigerants.

Analysis by the Legislative Reference Bureau

Current law imposes certain restrictions on ozone-depleting refrigerants (ODRs) used in air conditioners for motor vehicles and motor vehicle trailers. The restrictions prohibit the sale of an ODR in a container holding less than 15 pounds of the ODR. Unless certain requirements are satisfied, the restrictions also prohibit repairing such an air conditioner, if the repair may release ODRs, and installing or servicing such an air conditioner, if the air conditioner contains ODRs. The requirements that must be satisfied to perform such work include training or certification requirements established by the Department of Agriculture, Trade and Consumer Protection (DATCP) that the individual who performs the work must satisfy, as well as requirements for removing and recycling the ODRs. Current law also authorizes DATCP to promulgate rules providing that any of the foregoing restrictions also apply to substances used as substitutes for ODRs (ODR substitutes).

This bill creates exceptions to DATCP's rule-making authority regarding ODR substitutes. Under the bill, DATCP may not promulgate rules that prohibit the sale of an ODR substitute in a container holding less than 15 pounds of the ODR substitute. In addition, the bill prohibits DATCP from promulgating rules regulating an individual's noncommercial use of an ODR substitute that is sold in such a container.

SR

BILL

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 100.45 (5e) of the statutes is renumbered 100.45 (5e) (a) and amended to read:

100.45 **(5e)** (a) The Except as provided in par. (b). the department may promulgate rules providing that any portion of sub. (3) or (4) applies with respect to a substance used as a substitute for an ozone-depleting refrigerant.

SECTION 2. 100.45 (5e) (b) of the statutes is created to read:

100.45 (5e) (b) The department may not promulgate rules prohibiting the sale or offering for sale of any substance used as a substitute for an ozone-depleting refrigerant in a container holding less than 15 pounds of the substance or regulating an individual's noncommercial use of such a substance that is sold in such a container.

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

Date

LRB-3694/1dn

MDK:.....

med

Rep. Knilians:

This is a companion bill to LRB-3564/1.

Mark D. Kunkel
Senior Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3694/1dn
MDK:med:jm

December 29, 2011

Rep. Knilans:

This is a companion bill to LRB-3564/1.

Mark D. Kunkel
Senior Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.wisconsin.gov

Godwin, Gigi

From: Curry, Kristy
Sent: Thursday, January 05, 2012 1:05 PM
To: LRB.Legal
Subject: Draft Review: LRB 11-3694/1 Topic: Substitutes for ozone depleting refrigerants for mobile air conditioners

Please Jacket LRB 11-3694/1 for the ASSEMBLY.